

AN ORDINANCE for the purpose of
vacating a dedicated utility easement.

WHEREAS, a petition to vacate a dedicated utility easement within the City of Fort Wayne (as more specifically described below) was duly filed with the City Planning Commission; and

WHEREAS, said Commission duly held a public hearing thereon; and

WHEREAS, said Commission has duly forwarded its recommendation to this body approving said petition, all in accordance with I.C. 36-7-4-512(2) and this body having held a public hearing on said vacation as provided in I.C. 36-7-4-12; and

WHEREAS, this body concurs in the recommendation of the City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a dedicated utility easement within the City of Fort Wayne, more specifically described as follows, to-wit:

The south 6.0 feet of Lot #41 and the South 6.0 feet of the West 40.0 feet of Lot #42 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana, together with:

The West 6.0 feet of Lot #38, the West 6.0 feet of Lot #39, the West 6.0 of Lot #40 and the West 6.0 feet of the South 123.3 feet of Lot #41 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana.

and which vacating allows the dedicated utility easement to revert to the ownership of the adjacent property owners.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.


COUNCILMEMBER

#534
APPROVED AS TO FORM AND LEGALITY:

1 J. Timothy McCaulay
2 J. TIMOTHY MCCAULAY, CITY ATTORNEY

3 ** Public hearing to be held on _____,
4 the _____ day of _____, 1993,
5 in the Council Chambers.

6
7 Sandra E. Kennedy, City Clerk
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

Read the first time in full and on motion by Long,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock
_____, M., E.S.T.

DATED: 4-13-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Ravine,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
TOTAL VOTES	<u>6</u>			<u>3</u>
BRADBURY				<u>✓</u>
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG				<u>✓</u>
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT				<u>✓</u>
TALARICO	<u>✓</u>			

DATED: 5-25-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL)
(SPECIAL) _____ (ZONING) _____ ORDINANCE RESOLUTION NO. 5-18-93
on the 25th day of May, 1993

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark P. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 26th day of May, 1993,
at the hour of 11:00 o'clock PM, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 1st day of June,
1993, at the hour of 4:30 o'clock PM, M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

RECEIPT

CK # 810.2

No 14855

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IN., March 18 1993

RECEIVED FROM Chester Bowman \$ 150⁰⁰

THE SUM OF One Hundred Fifty and no/100's ¹⁰⁰ DOLLARS

ON ACCOUNT OF Vacation of utility easements

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

W. E. Olf
AUTHORIZED SIGNATURE

Date Filed: 03/18/93

Vacation Petition

By/We CHESTER E. BOWMAN AND BEVERLEY J. BOWMAN
(Applicant's Name or Names)

PETITION TO VACATE utility easements
(Street, Alley, Utility Easement, Plat,
Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do (does) hereby respectfully
petition the Fort Wayne City Plan Commission to vacate the
following utility easements with the City of Fort

Wayne, Indiana, and hereby described as follows:

The South 6.0 feet of lot #41 and the South 6.0 feet of the West 40.0 feet of Lot #42
in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the
Recorder of Allen County, Indiana, together with:
The West 6.0 feet of Lot #38, the West 6.0 feet of Lot #39, the West 6.0 feet of
Lot #40 and the West 6.0 feet of the South 123.3 feet of Lot #41 in Delta Heights
Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of
Allen County, Indiana.

(Legal Description of property being vacated) If additional
space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as
follows:

(List reasons for requesting vacation.)

- 1) That they are the only owners of real estate bordering both sides of the
easement.
- 2) That the easement is not necessary as ingress or egress to other properties.
- 3) That said easement is unopened and unimproved.
- 4) That no person, firm, or corporation is interested in or affected by the
requested vacation.

(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority
granted in Indiana Code, and provisions of local ordinance, in
order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described
utility easement be vacated according to the provisions
of the Indiana Law pertaining thereto.

DATED THIS 17th DAY OF March 19 93

CHESTER E. BOWMAN
Adjacent Property Owner
Typed Name
4136 Cadena Lane
Fort Wayne, IN 46815
Address Zip

Chester E. Bowman
Signature
CHESTER E. BOWMAN

BEVERLEY J. BOWMAN
Adjacent Property Owner
Typed Name
4136 Cadena Lane
Fort Wayne, IN 46815
Address Zip

Beverley J. Bowman
Signature
BEVERLEY J. BOWMAN

Legal Description of Property:

Additional Reasons for Vacation Request:

Owners of Adjacent Property:

CHESTER E. BOWMAN

4136 Cadena Lane
Fort Wayne, IN 46815

BEVERLEY J. BOWMAN

4136 Cadena Lane
Fort Wayne, IN 46815

Chester E. Bowman
Beverley J. Bowman

Adjacent Property Address/Zip
Owners TYPED Name

Signature

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

CHESTER E. BOWMAN

Name

803 S. Calhoun St., Suite #206

Street Address

Fort Wayne, IN 46802

City/State/Zip

(219) 426-4451

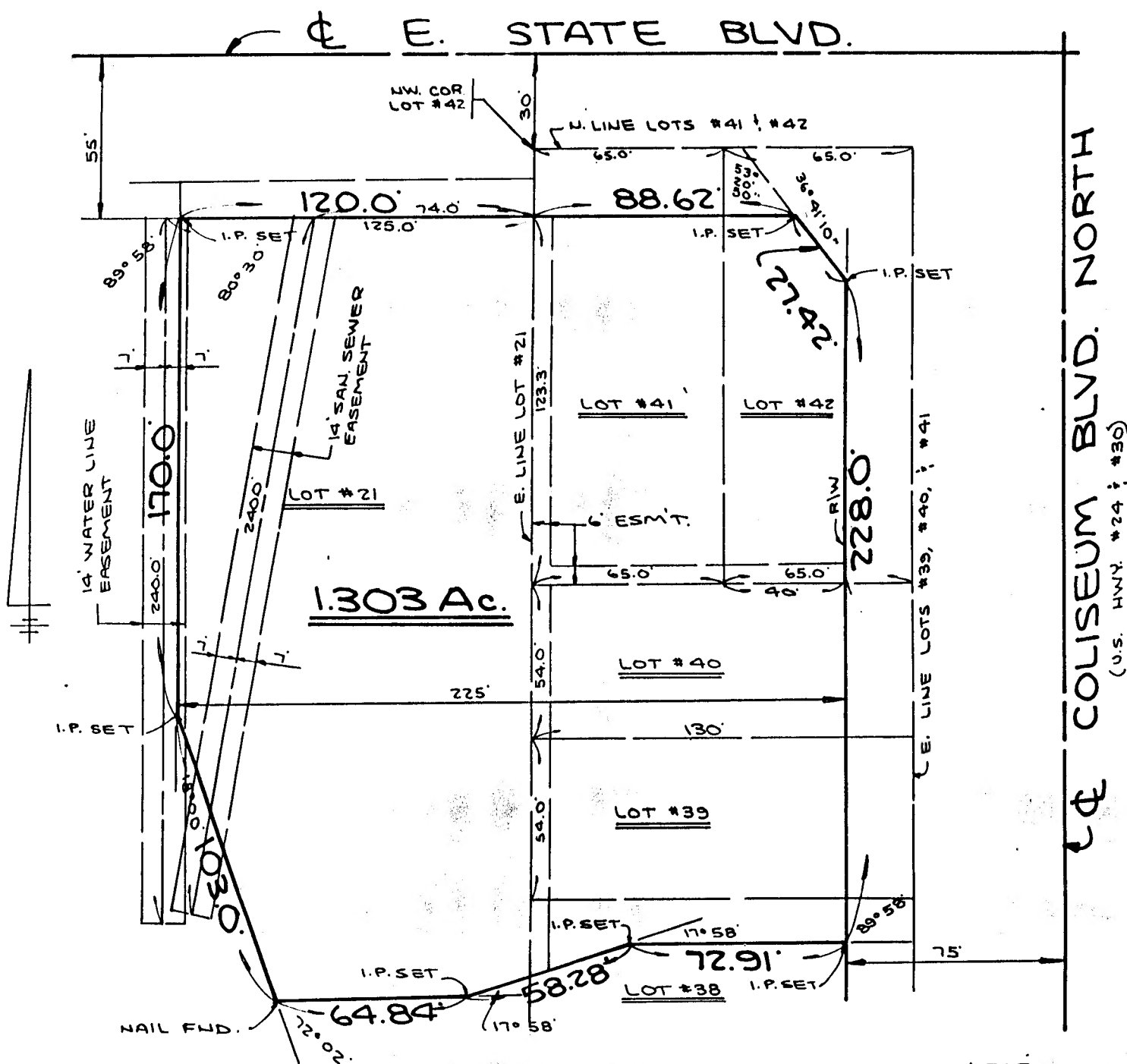
Phone

DONOVAN ENGINEERING

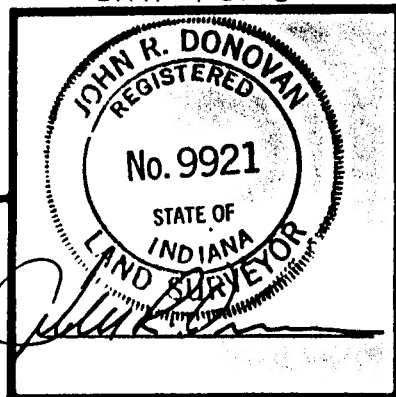
JOHN R. DONOVAN P.E. No. 9173 P.L.S. No. 9921 INDIANA
FRANCIS X. MUELLER P.L.S. No. S0193 INDIANA
GREGORY L. ROBERTS P.L.S. No. S0548 INDIANA
FORT WAYNE, INDIANA

The description of the real estate is as follows, to wit **SEE ATTACHED SHEET!**

NOTE: According to the Flood Insurance Rate Map (FIRM) number 18003C0280 D, dated Sept. 28, 1990, the herein described real estate is located in Zone "X", and is not in a flood hazard area.



S. R. ON FILE
SHT. #1 OF 2



JOB FOR: **BOWMAN - McDONALDS CORP.**

1" = 50
2-26-92
REV. 1-4-83
REV. 3-9-93

CERTIFICATE OF SURVEY

OFFICE OF:

DONOVAN ENGINEERING

JOHN R. DONOVAN P.E. No. 9173 P.L.S. No. 9921 INDIANA
FRANCIS X. MUELLER P.L.S. No. S0193 INDIANA
GREGORY L. ROBERTS P.L.S. No. S0548 INDIANA
FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below.

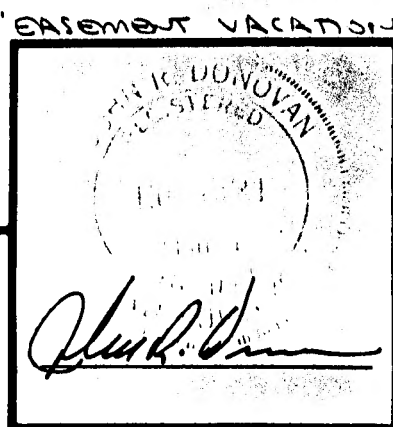
The description of the real estate is as follows, to wit:

The South 6.0 feet of Lot #41 and the South 6.0 feet of the West 40.0 feet of Lot #42 in Delta Heights Addition as recorded in Plat Book #11, page #85, in the Office of the Recorder of Allen County, Indiana, together with:

The West 6.0 feet of the North 30.0 feet of Lot #38, the West 6.0 feet of Lot #39, the West 6.0 feet of Lot #40 and the West 6.0 feet of the South 123.3 feet of Lot #41 in Delta Heights Addition as recorded in Plat Book #11, page #85, in the Office of the Recorder of Allen County, Indiana.

JOB FOR: **BOWMAN**

1-5-93
Rev. 3-16-93



RESOLUTION

WHEREAS, CHESTER E. BOWMAN and BEVERLEY J. BOWMAN have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easements in Fort Wayne, Allen County, to-wit:

The south 6.0 feet of Lot #41 and the South 6.0 feet of the West 40.0 feet of Lot #42 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana, together with:

The West 6.0 feet of Lot #38, the West 6.0 feet of Lot #39, the West 6.0 of Lot #40 and the West 6.0 feet of the South 123.3 feet of Lot #41 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-12.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on February 22, 1993 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated utility easements.

WHEREAS, said vacation of dedicated utility easements has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated utility easements hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated utility easements hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated utility easements or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated utility easements in Allen County, Indiana.

STATE OF INDIANA)


) SS:

COUNTY OF ALLEN)

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held, April 26, 1993 and as the same appears of record in the official records of said Plan Commission.

DATED THIS 27th DAY OF April 1993

FORT WAYNE CITY PLAN COMMISSION



Robert Hutner
Secretary

80-148-4

WHEREAS, CHESTER E. BOWMAN and BEVERLEY J. BOWMAN have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easements in Fort Wayne, Allen County, to-wit:

The south 6.0 feet of Lot #41 and the South 6.0 feet of the West 40.0 feet of Lot #42 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana, together with:

The West 6.0 feet of Lot #38, the West 6.0 feet of Lot #39, the West 6.0 of Lot #40 and the West 6.0 feet of the South 123.3 feet of Lot #41 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-12.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated utility easements has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated utility easements hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated utility easements hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated utility easements or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)


I, CHARLES E. LAYTON, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held April 28, 1993 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 28th DAY OF April 1993

FORT WAYNE BOARD OF PUBLIC WORKS

Charles E. Layton
Director of Public Works

Katherine A. Carrier
Member, Board of Public Works


C. James Owen
Member, Board of Public Works

#534

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Utility Easement Vacation

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE Utility easements located on the
southwest corner of No Coliseum Bl & E State Bl in the
Forestridge Shopping Center.

D-93-04-17

EFFECT OF PASSAGE Property is currently dedicated utility
easements. Property will be vacated and revert to the use of
the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated utility
easements.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

FACT SHEET

G-93-04-17

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Utility Easement Vacation

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

These easements are contained within the Forestridge Shopping Center on the corner of E State & Coliseum Blvd.

Reason for Project

Future construction.

Discussion (Including relationship to other Council actions)19 April 1993 - Public Hearing

Chester Bowman, 4136 Cadena Lane appeared before the Commission. Mr. Bowman stated that they were asking for the vacation in order to accommodate the construction of a McDonald's in the Forestridge Shopping Center. Mr. Bowman stated that the new building would be built across a part of the easements, which necessitates the request for the vacation. He stated that he had received the comments from the utility companies and that no one had a problem with the requested vacation.

There was no one else present who spoke in favor of or in opposition to the proposed vacation.

26 April 1993 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

POSITIONS**RECOMMENDATIONS**

Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Chester Bowman City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass

DETAILS

Of the eight (8) members present, seven (7) voted for the motion, one (1) did not vote.

Motion carried.

POLICY/PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start Date 18 March 1993

Projected Completion or Occupancy Date 27 April 1993

Fact Sheet Prepared by Patricia Biancaniello Date 27 April 1993

Reviewed by  Date 6 MAY 1993

Reference or Case Number



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

May 12, 1993

Chester Bowman
4136 Cadena Lane
Fort Wayne, IN 46815

NOTICE OF PUBLIC HEARING ON BILL NO. G-93-04-17

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, May 25, 1993, at 5:30 P.M. (EST) in the Common Council Conference Room 128, 1st floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

easements contained within the Forestridge
Shopping Center on the corner of E State &
Coliseum Blvd - future construction

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Fort Wayne Common Council

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

May 12, 1993

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of
May 15, 1993, in both the News Sentinel and Journal
Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-93-04-17
Utility Easement

Please send us 3 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-93-04-17)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, May 25, 1993, at 5:30 P.M., (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The south 6.0 feet of Lot #41 and the South 6.0 feet of the West 40.0 feet of Lot #42 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana, together with:

The West 6.0 feet of Lot #38, the West 6.0 feet of Lot #39, the West 6.0 of Lot #40 and the West 6.0 feet of the South 123.3 feet of Lot #41 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana.

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk

BILL NO. G-93-04-17

REPORT OF THE COMMITTEE ON
REGULATIONS

DAVID C. LONG & REBECCA J. RAVINE - CO-CHAIRPERSONS
LUNSEY, SCHMIDT

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) for the purpose of
vacating a dedicated utility easement

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>	<u>NO REC</u>
<u>Rebecca Ravine</u>			
<u>David C. Long</u>			

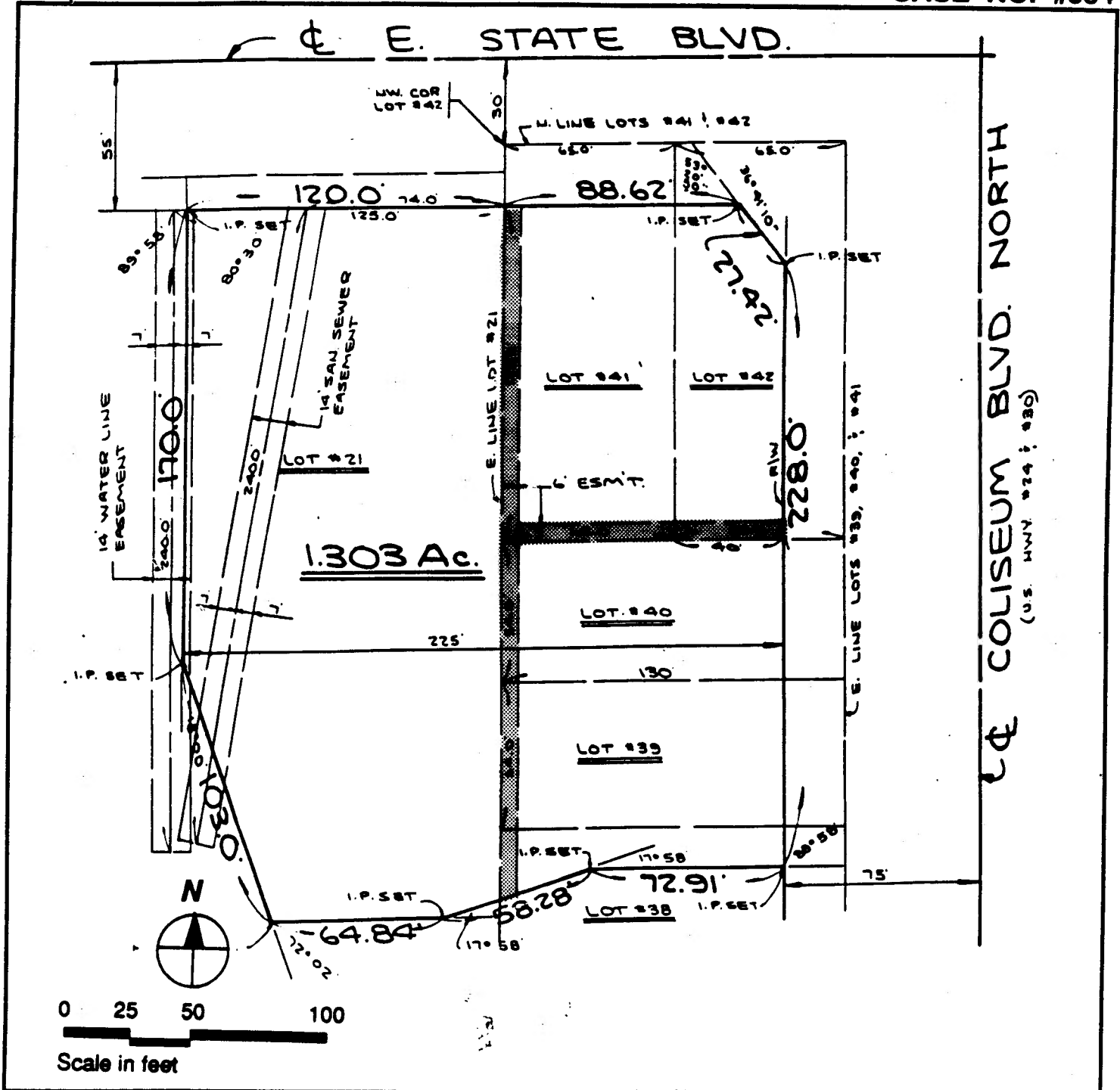
DATED: 5-25-93.

Sandra E. Kennedy
City Clerk

VACATION PETITION

AREA MAP

CASE NO. #534



COUNCILMANIC DISTRICT NO. 1

Map No. R-14

LW 3-23-93

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/RB	Residential	B4	Roadside Business	MHP	Mobile Home Park
PUD	Planned Unit Dev.	POD	Professional Office District		

Ft. Wayne Common Council
(Governmental Unit)

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN Dr.

Allen County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

27 lines, 1 columns wide equals 27 equivalent lines
at .33 cents per line

\$ 8.91

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

1.00

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 9.91

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Nikki Allred

Date: May 15, 1993

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nikki Allred who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

5/15/93

Nikki Allred

Subscribed and sworn to before me this 15th day of May, 1993

ANNE H. PERKINS
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY

My commission expires: MY COMMISSION EXP. NOV. 29, 1993

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-93-04-17)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, May 25, 1993, at 5:30 P.M. (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:
the south 6.0 feet of Lot #41 and the South 6.0 feet of the West 40.0 feet of Lot #42 in Delta Heights Addition as recorded in Plat Book 11, page 85, in the Office of the Recorder of Allen County, Indiana, together with:
the West 6.0 feet of Lot #38, the West 6.0 feet of Lot #39, the West 6.0 feet of Lot #40 and the West 6.0 feet of the South 123.3 feet of Lot #41 in Delta Heights Addition as recorded in Plat Book 11, page 5, in the Office of the Recorder of Allen County, Indiana.
Interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL
Sandra E. Kennedy
City Clerk
#005

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

27 lines, 1 columns wide equals 27 equivalent lines
at .33 cents per line

\$ 8.91

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

1.00

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

\$ 9.91

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: May 15, 19 93

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-93-04-17)
ice is hereby given that the Fort Wayne Common
ncil of the City of Fort Wayne, will conduct a
lic hearing on Tuesday, May 25, 1993, at 5:30
l, (EST) in the Common Council Conference
rn 128, City-County Building, One Main Street,
Wayne, Indiana, more particularly described as
ws:
south 6.0 feet of Lot #41 and the South 6.0 feet
ie West 40.0 feet of Lot #42 in Delta Heights Ad-
in as recorded in Plat Book 11, page 85, in the
ce of the Recorder of Allen County, Indiana, to-
er with:
West 6.0 feet of Lot #38, the West 6.0 feet of
#39, the West 6.0 of Lot #40 and the West 6.0
of the South 123.3 feet of Lot #41 in Delta
hts Addition as recorded in Plat Book 11, page
in the Office of the Recorder of Allen County, In-
a.
nterested parties are invited to appear and be
d.
FORT WAYNE COMMON COUNCIL
Sandra E. Kennedy
City Clerk
#005

Personally appeared before me, a notary public in and for said county and state, the undersigned Nikki Allred who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time , the dates of publication being as follows:
5/15/93

Subscribed and sworn to before me this 15th day of May, 19 93

Notary Public
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
My commission expires: MY COMMISSION EXP. NOV. 29, 1993